

JUN 15 2007

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 1-571-273-8300 on June 15, 2007.

Kim Blum
Name (Print)

Kim Blum
Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | | |
|-----------------------|----------------|---|-------------------|------------|
| In re Application of: | EDWARDS et al. |) | Examiner: | Unassigned |
| Application No.: | 10/582,054 |) | Group Art Unit: | Unassigned |
| Filed: | June 8, 2006 |) | Confirmation No.: | 2043 |
| Docket No.: | 3075-012 |) | Customer No.: | 33432 |

For: DPP-IV INHIBITORS

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

June 15, 2007

Dear Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office dated March 20, 2007, enclosed for filing is an executed Declaration for the above-identified patent application. A petition for a one-month extension of time and the requisite fee are submitted herewith, thus making this submission timely.

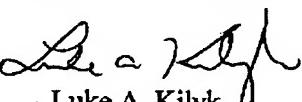
In the event that any fees are due with this paper, please charge Deposit Account No. 50-0925.

06/19/2007 MKAYPAGH 00000096 10582054

01 FC:1251

120.00 OP

Respectfully submitted,


Luke A. Kilyk
Reg. No. 33,251

Docket No.: 3075-012
KILYK & BOWERSOX, P.L.L.C.
400 Holiday Court, Suite 102
Warrenton, VA 20186
Tel: (540) 428-1701
Fax: (540) 428-1720

~~RECEIVED~~ of 2
CENTRAL FAX CENTER



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
|-----------------------------|-----------------------|------------------|
| 10/582,054 | John Paul Edwards | 3075012 |

33432
KILYK & BOWERSOX, P.L.L.C.
400 HOLIDAY COURT
SUITE 102
WARRENTON, VA 20186

RECEIVED
MAR 21 2007

KILYK & BOWERSOX, P.L.L.C.

INTERNATIONAL APPLICATION NO.

PCT/EP04/14040

| LA. FILING DATE | PRIORITY DATE |
|-----------------|---------------|
| 12/09/2004 | 12/09/2003 |

CONFIRMATION NO. 2043

371 FORMALITIES LETTER



OC000000022963838

Date Mailed: 03/20/2007

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 06/08/2006
- Copy of the International Search Report filed on 06/08/2006
- Preliminary Amendments filed on 06/08/2006
- Information Disclosure Statements filed on 06/08/2006
- U.S. Basic National Fees filed on 06/08/2006
- Priority Documents filed on 06/08/2006
- Specification filed on 06/08/2006
- Claims filed on 06/08/2006
- Abstracts filed on 06/08/2006

Docketed

Due Date 5/20/07

Dkt No 3075-012

By JMS

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$-250 for a Large Entity:

(A previous payment of \$250 will be applied to the additional fees indicated above.)

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

PAULETTE R KIDWELL:

Telephone: (703) 308-9140 EXT 216

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/582,054 | PCT/EP04/14040 | 3075012 |

FORM PCT/DO/EO/905 (371 Formalities Notice)

RECEIVED
CENTRAL FAX CENTER

JUN 15 2007

LAW OFFICES

KILYK & BOWERSOX, P.L.L.C.

Intellectual Property Law

From the Desk of
LUKE A. KILYK*400 Holiday Court
Suite 102
WARRENTON, VA 20186FAIRFAX OFFICE
3603-E Chain Bridge Road
Fairfax, Virginia 22030Email: lkilyk@kbpatentlaw.com
Website: <http://www.kbpatentlaw.com>TEL.: (540) 428-1701
FAC.: (540) 428-1720
(540) 428-1721

*Admitted only in PA and DC

PLEASE DIRECT CORRESPONDENCE TO OUR WARRENTON OFFICE

FACSIMILE TRANSMISSION COVER SHEET

DATE: June 15, 2007

TO: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450RE: U.S. Patent Application No. 10/582,054
Entitled: DPP-IV INHIBITORS
Our Ref.: 3075-012FROM: Luke A. Kilyk, Esq. 

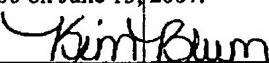
FAC. TEL. NO.: 1-571-273-8300

NUMBER OF PAGES (INCLUDING THIS COVER SHEET): 11

Items Attached: Response to Notification of Missing Requirements -- 1 page
 Executed Declaration -- 3 pages
 Supplemental Data Sheet -- 1 page
 Copy of Notification of Missing Requirements dated March 20, 2007 -- 2 pages
 Petition for 1-month Extension of Time -- 1 page
 Credit Card Payment Form -- 1 page
 Fee Transmittal -- 1 page

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 1-571-273-8300 on June 15, 2007.

Kim Blum
Name (Print)


Signature

THE INFORMATION CONTAINED IN THIS MESSAGE IS CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED. This message may also be an attorney/client communication which is privileged and confidential. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by calling us collect and return the original message to us at the above address by mail. Thank you.

JUN 15 2007

10/05/07 (10-03)

Approved for use through 07/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2007

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant Claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 120.00)

Complete if Known

| | |
|----------------------|----------------|
| Application Number | 10/582,054 |
| Filing Date | June 8, 2006 |
| First Named Inventor | EDWARDS et al. |
| Examiner Name | Unassigned |
| Art Unit | Unassigned |
| Attorney Docket No. | 3075-012 |

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Order Other None Deposit Account

| | |
|------------------------|----------------------------|
| Deposit Account Number | 50-0925 |
| Deposit Account Name | Kilyk & Bowersox, P.L.L.C. |

The Director is authorized to: (check all that apply)

- Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION (continued)

3. ADDITIONAL FEES

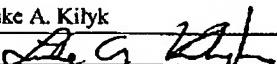
Large Entity Small Entity

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description | Fee Paid |
|----------|----------|----------|----------|--|----------|
| 1051 | 130 | 2051 | 65 | Surcharge - late filing fee or oath | |
| 1052 | 50 | 2052 | 25 | Surcharge - late provisional filing fee or cover sheet | |
| 1053 | 130 | 1053 | 130 | Non-English specification | |
| 1812 | 2,520 | 1812 | 2,520 | For filing a request for ex parte reexamination | |
| 1804 | 920* | 1804 | 920* | Requesting publication of SIR prior to Examiner action | |
| 1805 | 1,840* | 1805 | 1,840* | Requesting publication of SIR after Examiner action | |
| 1251 | 120 | 2251 | 60 | Extension for reply within first month | 120.00 |
| 1252 | 450 | 2252 | 225 | Extension for reply within second month | |
| 1253 | 1020 | 2253 | 510 | Extension for reply within third month | |
| 1254 | 1590 | 2254 | 795 | Extension for reply within fourth month | |
| 1255 | 2160 | 2255 | 1080 | Extension for reply within fifth month | |
| 1401 | 600 | 2401 | 250 | Notice of Appeal | |
| 1402 | 600 | 2402 | 250 | Filing a brief in support of an appeal | |
| 1403 | 1000 | 2403 | 500 | Request for oral hearing | |
| 1451 | 1510 | 1451 | 1,510 | Petition to institute a public use proceeding | |
| 1452 | 500 | 2452 | 250 | Petition to revive - unavoidable | |
| 1453 | 1500 | 2453 | 750 | Petition to revive - unintentional | |
| 1501 | 1400 | 2501 | 700 | Utility issue fee (or reissue) | |
| 1502 | 800 | 2502 | 400 | Design issue fee | |
| 1503 | 1100 | 2503 | 550 | Plant issue fee | |
| 1460 | 130 | 1460 | 130 | Petitions to the Commissioner | |
| 1807 | 50 | 1807 | 50 | Processing fee for provisional applications | |
| 1806 | 180 | 1806 | 180 | Submission of Information Disclosure Stmt | |
| 8021 | 40 | 8021 | 40 | Recording each patent assignment per property (times number of properties) | |
| 1809 | 790 | 2809 | 395 | Filing a submission after final rejection (37 CFR 1.129(a)) | |
| 1810 | 790 | 2810 | 395 | For each additional invention to be examined (37 CFR 1.129(b)) | |
| 1801 | 790 | 2801 | 395 | Request for Continued Examination (RCE) | |
| 1802 | 900 | 1802 | 900 | Request for expedited examination of a design application | |

Other fee (specify)

*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$ 120.00)

Complete if applicable

| | | | |
|-------------------|---|--------------------------------------|--------|
| SUBMITTED BY | | | |
| Name (Print/Type) | Luke A. Kilyk | Registration No. (Attorney/Agent) | 33,251 |
| Signature |  | | |
| Telephone | 1-540-428-1701 | | |
| Date | June 15, 2007 | | |

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 1-571-273-8300 on June 15, 2007.

Kim Blum
Name (Print)

Signature